

The actions delineated below were taken in open session of the EPSB at the January 12, 2004 regular meeting. This information is provided in summary form; an official record of the meeting is available on tape in the permanent records of the EPSB, 100 Airport Road, 3rd Floor, Frankfort, KY 40601.

**Education Professional Standards Board (EPSB)
Summary Minutes of the Business Meeting
EPSB Offices, 100 Airport Road, 3rd Floor
Frankfort, Kentucky
January 12, 2004**

Members Present:

Jim Applegate
Doris Barlow
Eugene Binion
Dan Branham
Wally Campbell
Lydia Coffey
Joy Gray
Arthur Green
Linda Livers
Penny Robinson
Steve Schenck (for Gene Wilhoit)
Wilson Stone
Tom Stull
Ellie Thompson
Mark Wasicsko
Joe Welch

Members Absent:

Kristin Gregory

Minutes

Call to Order

Chair Lydia Coffey called the meeting to order at 9:00 AM EST.

Swearing in of New Board Member

Ms. Brenda Allen swore in Mr. Steve Schenck, Kentucky Department of Education, who will be representing Commissioner Gene Wilhoit at EPSB meetings.

Amendment of Agenda

Motion made by Dr. Doris Barlow, seconded by Mr. Eugene Binion to amend the meeting agenda, adding the following: (1) Update on Successful Teaching in Alternative Settings Project, (2) Emergency Non-Certified School Personnel Program Application for 2003-04, and (3) Waiver of Cooperating Teacher Eligibility Requirements.

Vote: Unanimous

Approval of Minutes

Motion made by Ms. Penny Robinson, seconded by Mr. Arthur Green, to approve the minutes of the November 17, 2003 EPSB meeting.

Vote: Unanimous

Open Speak

No requests were made for Open Speak.

Report of the Executive Director and Staff

Dr. Leib announced that EPSB staff contributed approximately \$1,000 in food and money to a fellow employee in need during the holiday season.

The following items were distributed and reviewed by board members:

- mid-year budget balances
- House Bills 152, 185, and House Concurrent Resolution 23
- 16 KAR 2:010, Kentucky teaching certificates

Report of the Chair

Ms. Coffey reported that she and Dr. Leib attended the P-16 Council meeting on December 16, 2003, at which Secretary Virginia Fox announced that, as part of the Governor's transition, the EPSB was being moved under the Education Cabinet.

Full Board Information Items

16 KAR 6:010 - Written Examination Prerequisites for Teacher Certification, Amendment, Notice of Intent

Board members reviewed staff recommendations on three issues with regard to written examination prerequisites for teacher certification.

Issue 1: Adopt three new Praxis II assessments

Current Assessment	Recommended Replacement
Elementary Education: Curriculum, Instruction & Assessment (0011)	Elementary Education: Content Knowledge (0014)
Teaching Students with Behavioral Disorders/Emotional Disturbances (0371)	Education of Exceptional Students: Mild to Moderate Disabilities (0542)
Application of Core Principles Across Categories of Disability (0352)	Education of Exceptional Students: Core Content Knowledge (0353)

Issue 2: Reinstate the updated Praxis II Library Media Specialist Assessment (0310)

In January 2001, the EPSB temporarily suspended the use of the Library Media Specialist Assessment (0310) due to validity concerns. In April 2003, after ETS updated the assessment, staff convened a committee of certified library media specialists to examine the updated version. The committee unanimously approved the test and its reinstatement.

Issue 3: Set passing scores and effective dates for the three new Praxis II assessments and the updated Library Media Specialist Assessment (0310)

Praxis II Assessment	Recommended Passing Score	Percentile Rank Nationally	Recommended Effective Date
Elementary Education: Content Knowledge (0014)	148	23.0	September 1, 2004
Education of Exceptional Students: Mild to Moderate Disabilities (0542)	172	19.8	September 1, 2004
Education of Exceptional Students: Core Content Knowledge (0353)	157	15.1	September 1, 2004
Library Media Specialist (0310)	640	20.0	September 1, 2004

This item will be brought back at the March 2004 meeting as an action item for final approval.

16 KAR 8:030 - Continuing Education Option, Amendment, Notice of Intent

KRS 161.095 requires the EPSB to establish procedures for a teacher to maintain his/her certificate by successfully completing meaningful continuing education.

The Continuing Education Option (CEO) permits teachers to identify, via review of their own educational experiences, their school's consolidated plan, and the needs of their community, a content area about which they want to know more. Teachers prepare a professional growth plan and portfolio showing how the continuing education experiences relate to each of the ten Experienced Teacher Standards. These portfolios are scored by members of a trained cadre and teachers must meet all ten of the Experienced Teacher Standards in order to be recommended for rank change.

A summary of the proposed regulatory changes is as follows:

- Modify various sections for clarity.
- Add language that clarifies that the first phase of the CEO process (Plan) must be completed to satisfy the first renewal of a candidate's certificate.
- Change from 18 months to 12 months the minimum period during which work is to be completed.
- Add language that permits the EPSB to be a seminar sponsor.

This item will be brought back at the March 2004 meeting as an action item for final approval.

Aligning Endorsement Requirements with the No Child Left Behind (NCLB) Act of 2001 Requirements

A dilemma is developing in Kentucky as teachers strive to meet the "highly qualified" requirements by adding areas of expertise to their certificates – i.e., certificate endorsements (added to a base certificate) and certificate extensions (an additional base certificate). Specifically, the EPSB currently does not add an endorsement/extension to a teacher's base certificate unless the teacher is recommended for that endorsement/extension by an accredited college/university, and colleges/universities typically require additional coursework as well as successful completion of the Praxis (if applicable) before making that recommendation. Although everyone appears to agree that adequate coursework is essential, complaints continue to surface regarding a number of the institutions' making teachers take inordinate numbers of courses, many

of them duplicative of previous coursework and experience, in order to be recommended for endorsements/extensions.

Preliminary discussions with select legislators, deans, and superintendents have evidenced *much* interest in expediting the endorsement/extension process by aligning it with NCLB requirements. In other words, “already-fully-certified-teachers” could add endorsements/extensions in other content areas (and also attain NCLB “highly qualified” status in these other content areas) by passing the applicable Praxis exams. The general consensus appears to be that 12-15 semester hours in these other content areas should also be required, although this is *not* an NCLB requirement, and at least one institution has expressed interest in providing the core content semester hours statewide via on-site and on-line options.

Board direction on this issue is critical and time is of the essence with the General Assembly currently in session. The lengthy discussion at this meeting between board members and deans of education provided several possible options. Consequently, the board directed staff to compile options based on the discussion and to bring recommendations to the board at a special-called meeting in February.

2004-001 *Motion made by Dr. Dan Branham, seconded by Ms. Ellie Thompson, to schedule a special-called meeting on February 23, 2004, at 10:00 a.m., with the only item on the agenda being Aligning Extension/Endorsement Requirements with Requirements of the No Child Left Behind Act of 2001.*

Vote: Unanimous

Update on Successful Teaching in Alternative Settings Project

The Task Force on Alternative Schools recommended that an on-line professional development module be provided for teachers/administrators in alternative schools to ensure a working knowledge of best practices. Board members asked staff to pursue module development, and, as recommended by the task force, EPSB staff contracted with Dr. Robert Lyons, Murray State University, in September 2003 to oversee the Successful Teaching in Alternative Settings Project.

The board reviewed Dr. Lyon's status report on the project and a description of the lessons planned for the module. The project completion target date is June 30, 2004.

Full Board Action Items

Campbellsville University - Chemistry, Grades 8-12 (Bachelor's Level)

2004-002 *Motion made by Mr. Green, seconded by Ms. Joy Gray, to approve the chemistry, grades 8-12 (bachelor's level), educator preparation program at Campbellsville University.*

Vote: Unanimous

Cumberland College's Alternative Route to Certification in Special Education

2004-003 *Motion made by Dr. Wally Campbell, seconded by Mr. Binion, to approve the Alternative Route to Certification in Special Education, at Cumberland College.*

Vote: Unanimous

16 KAR 4:020 - Certification Requirements for Teachers of Exceptional Children, Final Approval

2004-004 *Motion made by Mr. Binion, seconded by Ms. Linda Livers, to approve 16 KAR 4:020, certification requirements for teachers of exceptional children, final approval.*

Vote: Unanimous

Alternative Route to Certification Applications

2004-005 *Motion made by Ms. Gray, seconded by Dr. Mark Wasicsko, to approve, based on sufficient evidence of ten years' exceptional work experience, the application for provisional teaching certification in instructional computer technology, grades 8-12, for Mr. Thom Vollmar.*

Vote: Unanimous

2004-006 *Motion made by Dr. Barlow, seconded by Ms. Thompson, to approve, based on sufficient evidence of ten years' exceptional work experience, the application for provisional teaching certification in journalism, grades 8-12, for Mr. Victor Black.*

Vote: Unanimous

2004-007 *Motion made by Dr. Branham, seconded by Dr. Wasicsko, to approve, based on sufficient evidence of ten years' exceptional work experience, the application for provisional teaching certification in mathematics, grades 8-12 and physics, grades 8-12, for Mr. Charles Bentley.*

Vote: Unanimous

Waiver Requests

2004-008 *Motion made by Dr. Wasicsko, seconded by Dr. Campbell, to deny the request of Ms. Kristy Stuecker, to waive 16 KAR 6:010, Section 2 (2), Required Assessment for Elementary Education.*

Vote: Yes - 14

Recuse - 1 (Mr. Joe Welch)

2004-009 *Motion made by Dr. Wasicsko, seconded by Mr. Green, to approve the request of Dr. Lucian Yates, III, Chair, Division of Education and Human Services, Kentucky State University, on behalf of Mr. Daniel Hill, to waive 16 KAR 5:040, Section 2 (b)(c), Cooperating Teacher Eligibility Requirements.*

Vote: Unanimous

2004-010 *Motion made by Mr. Binion, seconded by Dr. Wasicsko, to approve the request of Dr. Dan Branham, Dean, College of Education, Morehead State University, on behalf of Mr. Henry Parsons, Mr. Danny Boggs, Ms. Trina*

Goodrich, and Mrs. Toni Hardin, to waive 16 KAR 5:040, Section 2 (b)(c), Cooperating Teacher Eligibility Requirements.

Vote: Yes - 14

Recuse - 1 (*Dr. Branham*)

2004-011 *Motion made by Dr. Campbell, seconded by Dr. Barlow, to approve the request of Dr. Mark Wasicsko, Dean, College of Education, Eastern Kentucky University, on behalf of Ms. Laura Arnold and Ms. Robin New, to waive 16 KAR 5:040, Section 2 (b)(c), Cooperating Teacher Eligibility Requirements.*

Vote: Yes - 14

Recuse - 1 (*Dr. Wasicsko*)

Emergency Non-Certified Personnel Program Application for 2003-04

2004-012 *Motion made by Mr. Green, seconded by Ms. Thompson, to approve the Emergency Non-Certified Personnel Program Application for Trigg County Schools, for the 2003-04 school year.*

Vote: Unanimous

**DISCIPLINARY MATTERS:
MINUTES OF CASE REVIEW
January 12, 2004**

Motion made by Ms. Robinson, seconded by Ms. Livers to go into closed session for the purpose of discussing proposed or pending litigation in accordance with KRS 61.701(c)&(j).

Vote: Unanimous

Motion made by Mr. Binion, seconded by Mr. Wilson Stone, to return to open session.

Vote: Unanimous

The following board members concurred with the actions as listed below with the noted exceptions:

Lydia Coffey, Arthur Green, Joy Gray, Penny Robinson, Ellie Thompson, Linda Livers, Eugene Binion, Wilson Stone, Mark Wasicsko, Joe Welch, and Wally Campbell.

Attorneys present were Brenda Dinkins Allen, Carole Catalfo and Robert S. Jones.

Initial Case Review

Case Number

Decision

03-07106	Hear
03-0462	Hear
03-10127	Hear
03-10131	Admonish
03-11140	Hear
03-10130	Hear
03-11139	Admonish
03-07100	Hear
03-10135	Dismiss
03-11141	Admonish
03-10133	Admonish
03-11137	Admonish
03-10134	Admonish
03-11138	Admonish
03-10125	Admonish
03-10136	Dismiss (<i>Ms. Gray dissented</i>)
03-10126	Hear
03-10129	Dismiss
03-10128	Hear (<i>Dr. Campbell dissented</i>)
97-12269	Admonish
99-09250	Dismiss
03-12148	Hear
03-08117	Hear

Character/Fitness Review

<u>Case Number</u>	<u>Decision</u>
03-187	Approve
03-179	Approve
03-189	Approve
03-190	Approve
03-188	Approve
03-192	Approve
03-193	Approve
03-194	Approve
03-191	Approve
03-169	Deny
03-195	Approve
04-001	Approve
04-002	Approve
04-003	Approve
04-004	Defer
04-005	Approve (<i>Mr. Green dissented</i>)
04-006	Approve
04-007	Approve

Agreed Orders

<u>Case Number</u>	<u>Decision</u>
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02-0208 (Larry V. Wilson)	Accept Agreed Order suspending respondent's teaching certificate from January 23, 2002 through June 30, 2002, and prohibiting respondent from being hired as a coach for the 2003-2004 school year. Reinstatement of this certificate is expressly conditioned upon respondent's providing proof of the completion of 12 hours of ethics training.
	Vote: Unanimous
02-0209 (Karen Wilson)	Accept Agreed Order suspending respondent's teaching certificate from January 23, 2002 through June 30, 2002, and prohibiting respondent from being hired as a coach for the 2003-2004 school year. Reinstatement of this certificate is expressly conditioned upon respondent's providing proof of the completion of 12 hours of training.
	Vote: Unanimous
03-0116 (Lisa Davis)	Accept Agreed Order revoking respondent's teaching certificate for 20 years from the date of acceptance of this agreement by the Board.
	Vote: Unanimous
99-10272 (Sharon Kelly)	Accept Agreed Order suspending respondent's teaching certificate for two years beginning June 30, 2003. Reinstatement of this certificate is expressly conditioned upon respondent's providing proof of the completion of 12 hours of ethics training.
	Vote: Unanimous
03-0339 (Delvin Hickerson)	Accept Agreed Order suspending respondent's teaching certificate from May 25, 2004 through July 31, 2004. Reinstatement of this certificate is expressly conditioned upon respondent's providing proof that he has complied with all conditions of pre-trial diversion and that criminal charges against him have been dismissed. Proof must be provided within 30 days of the Court's dismissing the charges.
	Vote: 10 Yes 1 No (<i>Mr. Green</i>)

Recommended Order of Default

Consideration of these matters took place with attorneys Carole Catalfo and Brenda Dinkins Allen out of the room.

Case Number

Decision

97-11248 (Herbert Johnson) Accept the Hearing Officer's Findings of Fact and Conclusions of Law. Modify the Hearing Officer's Recommended Order to a revocation for a period of 20 years, instead of 15 years.

Vote: Unanimous

02-0336 (Sonia M. Padgett) Accept the Hearing Officer's Findings of Fact and Conclusions of Law. Revoke respondent's teaching certificate for 15 years.

Vote: Unanimous

02-0565 (William Clauson) Accept the Hearing Officer's Findings of Fact and Conclusions of Law. Revoke respondent's teaching certificate for six years beginning May 10, 2002, with the issuance of any future certificate being expressly conditioned upon respondent's presenting proof that he has completed 12 hours of ethics/boundaries training, completed anger management counseling, and completed and followed through with any recommended treatment following a psychological evaluation.

Vote: 10 Yes
1 No (*Mr. Binion*)

03-0226 (Sharon Wooten) Accept the Hearing Officer's Findings of Fact and Conclusions of Law. Revoke respondent's teaching certificate for 20 years.

Vote: Unanimous

Motion made by Dr. Wasicsko, seconded by Mr. Green, to adjourn the meeting.

Vote: Unanimous.

The meeting adjourned at 3:35 PM.

Next Meetings: **Special-Called**
 February 23, 2004
 10:00AM
 EPSB Board Room
 Frankfort, Kentucky

Regular
March 15, 2004
9:00AM
EPSB Board Room
Frankfort, Kentucky

